

Goddard

DECISION



THE COMPTROLLER GENERAL
OF THE UNITED STATES
WASHINGTON, D.C. 20548

FILE:

B-218475.2

DATE:

May 17, 1985

MATTER OF:

B.H. Aircraft Company, Inc.

DIGEST:

Protester filed protest without stating detailed statement of legal and factual grounds of protest and its protest was dismissed. Protester's subsequent filing, which stated a more detailed explanation of its protest, is also dismissed since it was not received at GAO within the 10 working days required for a timely filing.

B.H. Aircraft Company, Inc. (BHA), protests the award of a contract by the Air Force to Turbo Power and Marine (TP and M) for the manufacture of strut assemblies.

The protest is dismissed.

On April 2, 1985, the contracting officer announced that the successful bidder was TP and M. On April 10, 1985, the General Accounting Office (GAO) received a telex from BHA protesting the award which was dismissed on the same day because the telex did not state the detailed basis for protest. Under our Bid Protest Regulations, protests filed with GAO are required to set forth a detailed statement of the legal and factual grounds of protest including copies of relevant documents. 4 C.F.R. § 21.1(c)(4) (1985).

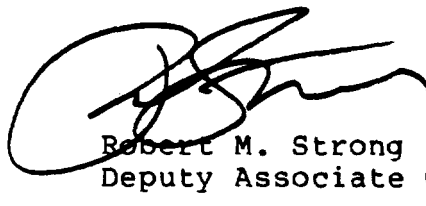
The April 10 telex which we received from BHA stated, "specific details to follow within statutory timeframe." Subsequently, on April 23, we received a more detailed explanation of BHA's basis for protest. However, since our regulations require that protests be filed no later than 10 days after the basis for the protest is known, in this case

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2

April 2, BHA's April 23 filing is untimely. 4 C.F.R.
§ 21.2(a)(2) (1985). Accordingly, BHA's protest is
dismissed.



Robert M. Strong
Deputy Associate General Counsel

-2-